

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

X

JULIAN (A.K.A JULIO) MARTINEZ PEREZ
and SERGIO SOLANO MENDOZA,
*individually and on behalf of others similarly
situated,*

1:18-cv-05834

-against-

**(PROPOSED)
ORDER TO SHOW CAUSE
TO OBTAIN DEFAULT JUDGMENT**

WEST SIDE PIZZA LLC (D/B/A WEST SIDE
CAFE AND PIZZA), WEST SIDE 72, INC. (D/B/A
WEST SIDE CAFE AND PIZZA), AKBAR
HOSSAIN (A.K.A SOHUD AHMED), BALI DOE,
and GEORGE DOE,

Defendants.

X

ORDER TO SHOW CAUSE

Upon the declaration of Michael Faillace, Esq. dated March 2, 2020 and attached
exhibits, it is ORDERED:

That Defendants West Side Pizza LLC (D/B/A West Side Cafe and Pizza), West Side 72,
Inc. (D/B/A West Side Cafe and Pizza), and Akbar Hossain (A.K.A Sohud Ahmed) shall appear
to show cause before a motion term of this Court at Courtroom 240 of the United States Courthouse
at 500 Pearl Street, in the City, County and State of New York, on _____, 2020, at
_____ o'clock in the _____ thereof, or as soon thereafter as counsel may be
heard, why a judgment of default should not be entered pursuant to Rule 55 of the Federal Rules
of Civil Procedure against these Defendants; and it is further

ORDERED that service of a copy of this Order and annexed affirmation and exhibits upon the Defendants on or before ____ o'clock in the _____ on _____, 2020, by _____, shall be deemed good and sufficient service; and it is further

ORDERED that any opposition by Defendants be filed with this Court on or before ____ o'clock in the _____ on _____, 2020; and it is further

ORDERED that any reply papers by Plaintiff be filed with this Court on or before ____ o'clock in the _____ on _____, 2020; and it is further

ORDERED that the Defendants are advised that failure to respond to the Order to Show Cause may be grounds for the granting of a default judgment against them, in which event the defendants will have no trial; and it is further

ORDERED that the Plaintiff shall file proof of service of this Order to Show Cause by _____, 2020.

Dated: New York, New York

ISSUED: _____

HONORABLE JOHN G. KOELTL
UNITED STATES DISTRICT JUDGE

To:

Akbar Hossain (A.K.A Sohud Ahmed)
c/o West Side Cafe and Pizza
218 W 72nd Street
New York, NY 10023

West Side 72, Inc.
c/o West Side Cafe and Pizza
218 W 72nd Street
New York, NY 10023

West Side Pizza LLC
c/o West Side Cafe and Pizza
218 W 72nd Street
New York, NY 10023